

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

Case Specific Number: 06-00057 CRB

MDL NO. 1699

District Judge: Charles R. Breyer

John Barker, et al.,

Plaintiff,

vs.

G.D. Scarle LLC, et al.,

Defendants.

**STIPULATION AND ORDER OF
DISMISSAL WITHOUT PREJUDICE**

Come now the Plaintiff, John Barker, individually and as Next of Kin of Deceased, Mary Barker, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action without prejudice

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1 with each side bearing its own attorneys' fees and costs.

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3 DATED: 9/27, 2011

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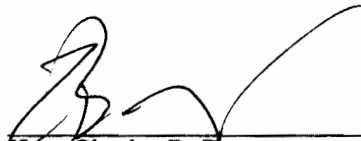
Defendants' Liaison Counsel

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STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

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2 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**
3 **IT IS SO ORDERED.**

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5 Dated Oct. 5, 2011


Hon. Charles R. Breyer
United States District Court